

0031

CO-OP MINING COMPANY

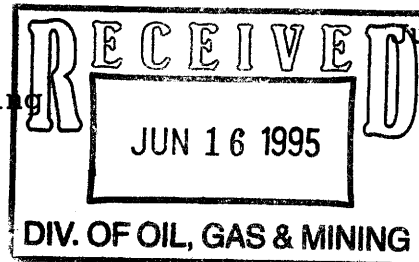
P.O. Box 1245
Huntington, Utah 84528



Office (801) 687-2450
FAX (801) 687-5238
Coal Sales (801) 687-5777

ACT/015/025
#2

Pamela Grubaugh-Littig
Utah Division of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203



June 12, 1995

Ms. Grubaugh-Littig,

Re: Bear Canyon Permit Renewal, Bear Canyon Mine, ACT/015/025,
Emery County, Utah

95E #2
Copy from call

Co-Op Mining Company hereby announces it's intent to renew the above-referenced permit for mining and reclamation activities at Bear Canyon.

Enclosed is a copy of the certificate of insurance, which has been filed with the Division. Insurance will be maintained throughout the permit term.

The current amount of the bond filed with the Division in the form of an irrevocable letter of credit (#1055, Bank One, Salt Lake City) is \$507,000.00, and is in the process of being increased in accordance with amendment 95G, which was submitted June 6, 1995. This bond will be maintained for the proposed permit term.

Also enclosed is the proposed public notice which is to be printed in the Salt Lake Tribune and the Emery County Progress for 4 consecutive weeks. Proof of publication will be provided when it is received by Co-Op.

An updated violation list is also being submitted to replace the existing Appendix 2-A.

If you have any questions, please call Charles Reynolds at (801) 687-2450.

Thank You,

Wendell Owen,
Resident Agent

Enclosure(s)

APPLICATION FOR PERMIT CHANGE

Title of Change:

Permit Number: ACT 1 015 1 025Mine: Bear CanyonPermittee: Co-Op Mining Co.Violation list

Description, include reason for change and timing required to implement:

<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	1. Change in the size of the Permit Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	2. Change in the size of the Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Will permit change include operations outside the Cumulative Hydrologic Impact Area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Will permit change include operations in hydrologic basins other than currently approved?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	6. Does permit change require or include public notice publication? <u>(Renewal notice enclosed)</u>
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	7. Permit change as a result of a Violation? Violation # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	8. Permit change as a result of a Division Order? D.O.# _____
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	9. Permit change as a result of other laws or regulations? Explain: <u>Permit Renewal</u>
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	10. Does permit change require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	11. Does the permit change affect the surface landowner or change the post mining land use?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	12. Does permit change require or include collection and reporting of any baseline information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	13. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	14. Does permit change require or include soil removal, storage or placement?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	15. Does permit change require or include vegetation monitoring, removal or revegetation activities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	16. Does permit change require or include construction, modification, or removal of surface facilities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	17. Does permit change require or include water monitoring, sediment or drainage control measures?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	18. Does permit change require or include certified designs, maps, or calculations?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	19. Does permit change require or include underground design or mine sequence and timing?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	20. Does permit change require or include subsidence control or monitoring?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	21. Have reclamation costs for bonding been provided or revised for any change in the reclamation plan?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Is this permit change coal exploration activity <input type="checkbox"/> inside <input type="checkbox"/> outside of the permit area?

☐ Attach 3 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Wendell Oliver Per. Agent 6/13/95

Signed - Name - Position - Date

Subscribed and sworn to before me this 13 day of June, 19 95.

Notary Public

My Commission Expires:

Attest: STATE OF
COUNTY OF

RECEIVED
JUN 16 1995
DIV. OF OIL, GAS & MINING
ASSIGNED PERMIT CHANGE NUMBER

Title of Change:

Permit Number: A4'015'025

Mine: Bear Canyon

Permittee:

violation List

DESCRIPTION OF MAP, TEXT, OR MATERIALS TO BE CHANGED

[illegible]

Any other specific or special instructions required for insertion of this proposal into the Mining and Reclamation Plan?

ACORD. CERTIFICATE OF INSURANCE

DATE (MM/DD/YY)

01/20/95

PRODUCER

Sobieski & Bradley

P.O. Box 575750

Salt Lake City, UT 84157-5750

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY

A

Federal Insurance Company

COMPANY

B

COMPANY

C

COMPANY

D

INSURED

Co-Op Mining

P.O. Box 65809

Salt Lake City, UT 84165

JAN 26 1995

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR OWNER'S & CONT PROT	SLC950019	01/01/95	01/01/96	GENERAL AGGREGATE \$2,000,000 PRODUCTS-COMP/OP AGG \$1,000,000 PERSONAL & ADV INJURY \$1,000,000 EACH OCCURRENCE \$1,000,000 FIRE DAMAGE (Any one fire) \$50,000 MED EXP (Any one person) \$10,000
	AUTOMOBILE LIABILITY ANY AUTO ALL OWNED AUTOS SCHEDULED AUTOS HIRED AUTOS NON-OWNED AUTOS				COMBINED SINGLE LIMIT \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
	GARAGE LIABILITY ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EACH ACCIDENT \$ AGGREGATE \$
	EXCESS LIABILITY UMBRELLA FORM OTHER THAN UMBRELLA FORM				EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY THE PROPRIETOR/PARTNERS/EXECUTIVE OFFICERS ARE: <input type="checkbox"/> INCL <input type="checkbox"/> EXCL				STATUTORY LIMITS EACH ACCIDENT \$ DISEASE - POLICY LIMIT \$ DISEASE - EACH EMPLOYEE \$
A	Bear Canyon Mine 1	ACT015025			
A	Trail Canyon Mine	ACT015021			
	NOTE: Explosion Damage is covered				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

CERTIFICATE HOLDER

State of Utah Division of Oil & Gas
 355 West No. Temple, Triad Center
 Salt Lake City, UT 84180

Attention: Mr. Braxton

CANCELLATION

Should any of the above described policies be changed &/or cancelled before the expiration date thereof, the issuing company will mail (certified) 45 days written notice to the certificateholder named to the left.

AUTHORIZED REPRESENTATIVE

Michael Sobieski

NOTICE

Co-Op Mining Company, P.O. Box 1245, Huntington, Utah, 84528 hereby announces its intent to renew its coal mine and reclamation permit for reclamation activities at the Bear Canyon Mine, Permit No. ACT/015/025, issued Nov. 1, 1985. The Bear Canyon Mine is located in Bear Canyon, approximately 12 road miles west of Huntington, Utah. The permit area, found on the USGS Hiawatha Quadrangle map, is described as follows: T16S, R7E, SLBM, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 14, E $\frac{1}{2}$, E $\frac{1}{2}$, W $\frac{1}{2}$, Sec. 23, All Sec. 24 West of N-S Fault, All Sec. 25 West of N-S Fault, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ and access/haul road and topsoil storage area, Sec. 26, as shown on Plate 2-1 of the Mine Reclamation Plan. Written comments, objections, or requests for informal conferences should be directed to the Utah Division of Oil, Gas & Mining, 3 Triad Center, Suite 350, Salt Lake City, Utah, 84180-1203. Copies of the renewal application are available for public inspection at the office of the Utah Division of Oil, Gas & Mining, Salt Lake City and at the Emery County Recorder's office, Emery County Courthouse, Castle Dale, Utah, 84513.

Appendix 2-A
VIOLATION LIST

NOV/CO STATUS REPORT

BEAR CANYON MINE: ACT/015/025

NOV/CO # (Agency)	Issued/ Modify	Abatement/ Statement	Term/Vac Date	Pertinent Regulations
92070044 (DAQ)	07/29/92		T09/25/92	UAC-R307-1-3
<u>Description</u>	Failure to minimize dust on roads.			
<u>Action Taken</u>	Increased monitoring frequency for watering of roads. Performed modifications/repairs on storage pile dust suppression sprays.			
N93-35-1-1 (DOGM)	02/10/93	02/10/93	T02/10/93	UMC-R645-301-742.312,
<u>Description</u>	Failure to maintain ditches.			
<u>Action Taken</u>	Ice dam in D-6D was removed within 45 min of NOV.			
N93-35-3-1 (DOGM)	05/24/93	06/07/93	T06/07/93	UMC-R645-301-524, R645-300-143
<u>Description</u>	Use of explosives on surface without an approved plan.			
<u>Action Taken</u>	Submitted a blasting report.			
N93-35-5-1 (DOGM)	08/12/93 10/28/93	11/12/93	T11/29/93	UMC-R645-301-742.312.3
<u>Description</u>	Failure to design swale adjacent to C-1D.			
<u>Action Taken</u>	Plans submitted, approved and implemented for construction of ditch D-13D.			
N93-35-6-1 (DOGM)	08/12/93 10/28/93	11/12/93	T11/29/93	UMC-R645-301-732-300 & 742.113
<u>Description</u>	Failure to maintain culvert C-7D.			
<u>Action Taken</u>	Plans submitted, approved and implemented for regrading of coal storage pad to redirect flow into ditch D-7D.			
N93-35-7-3 #1 (DOGM)	08/12/93 08/25/93	09/08/93	T09/10/93	UMC-R645-301-742.212
<u>Description</u>	Failure to complete sediment pond C prior to coal mining operations.			
<u>Action Taken</u>	Completed construction and submitted certified as-built documentation for sediment pond C.			

<u>NOV/CO #</u> <u>(Agency)</u>	<u>Issued/</u> <u>Modify</u>	<u>Abatement/</u> <u>Statement</u>	<u>Term/Vac</u> <u>Date</u>	<u>Pertinent</u> <u>Regulations</u>
N93-35-7-3 #2 (DOGM)	08/12/93	08/25/93	T09/16/93	UMC-R645-301-742.312 & 732.300
	<u>Description</u>	Failure to construct diversion D-8U and D-9D.		
	<u>Action Taken</u>	Completed construction of D-8U and D-9D.		
N93-35-7-3 #3 (DOGM)	08/12/93	08/25/93	T09/16/93	UMC-R645-301-234.230
	<u>Description</u>	Failure to adequately protect stored top soil material.		
	<u>Action Taken</u>	Completed top soil removal and constructed berm around top soil pile.		
N94-35-1-1 (DOGM)	02/16/94	Hindrance	T05/24/94	UMC-R645-300-143
	<u>Description</u>	Failure to sample sediment pond waste correctly.		
	<u>Action Taken</u>	None.		
N94-46-4-1B (DOGM)	12/12/94 01/31/95	Open	TOpen	UMC-R645-301-551 & 560
	<u>Description</u>	Failure to prevent access to mine workings.		
	<u>Action Taken</u>	Seal subsidence holes and restore drainage pattern.		
C95-26-1-1 (DOGM)	04/13/95 04/18/95 05/04/95 05/26/95	Open	TOpen	UMC-R645-300-143, 301-528.320 & 400-310
	<u>Description</u>	Storing alleged coal mine waste in an unpermitted area		
	<u>Action Taken</u>	Remove material from site, widen Railco access road.		

NOV/CO STATUS REPORT

TRAIL CANYON MINE: ACT/015/021

NOV/CO # (Agency)	Issued/ Modify	Abatement/ Statement	Term/Vac Date	Pertinent Regulations
N93-35-4-1 (DOGM)	07/12/93 10/05/93	10/12/93	T10/28/93 V10/15/93	UMC-R645-301-300.143
<p><u>Description</u> Failure to adequately cover combustible material.</p> <p><u>Action Taken</u> Lower pad portion was vacated. Excess coal fines were cleaned up in the picnic area.</p>				
N93-32-6-1 (DOGM)	10/15/93 12/15/93	01/10/94	V01/24/94	UMC-R645-301-300.143
<p><u>Description</u> Failure to adequately cover coal waste material.</p> <p><u>Action Taken</u> Submitted statistical data to show the area was reclaimed and covered in accordance with the approved plan.</p>				
93-020-190-3 (OSM)	10/19/93		V06/06/94	UMC-R645-301-553.110 & 553.300
<p><u>Description</u> Failure to restore approximate original contours on all disturbed areas by using all available material.</p> <p><u>Action Taken</u> Appealed NOV to Office of Hearings and Appeals. NOV vacated by ALJ Ramon M. Child.</p>				